

Addressing			
From		To	
"Smith, Justin (ENRD-LPS Attorney)" <JuSmith@ENRD.USDOJ.GOV>		Laurie Kermish/R9/USEPA/US@EPA	
CC		BCC	
Description		Form Used: Memo	
Subject		Date/Time	
RE: Jack Silver		08/14/2007 07:17 AM	
# of Attachments	Total Bytes	NPM	Contributor
0	17,828		Kimberly Wells
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Comments			

Body

Document Body

Diagram illustrating the structure of the document, showing three horizontal bars representing different sections or relationships:

- Top bar: Labeled "Attorney-Client", split into two segments.
- Middle bar: Labeled "Attorney-Client", a single segment.
- Bottom bar: Labeled "Attorney-Client", split into two segments.

Justin

-----Original Message-----
From: Kermish.Laurie@epamail.epa.gov
[mailto:Kermish.Laurie@epamail.epa.gov]
Sent: Monday, August 13, 2007 7:49 PM
To: Smith, Justin (ENRD-LPS Attorney)
Subject: Fw: Jack Silver

Attorn
ey-
Client

----- Forwarded by Laurie Kermish/R9/USEPA/US on 08/13/2007 04:48
PM

Brett

Moffatt/R9/USEPA

/US

To

Laurie Kermish/R9/USEPA/US@EPA

08/13/2007 04:39

cc

PM

Subject

Re: Fw: Jack Silver(Document

link: Laurie Kermish)

Attorney-Client

<http://www.theava.com/04/0505-otr-turdwatch.html>

2004 |

May 5,

Excerpt from "OFF THE RECORD"

by Bruce Anderson

River |
|
|
|
|
Ukiah's
|
violation

the	
Silver's	
Then	

JACK SILVER knows public entities are easy marks because their insurers not only have the money, they'll hand it over without a lot of fuss. The only people hurt are the taxpayers, and the Silvers of the world, like the Mafia, see us and our representatives as patsies.

he | ONCE A PUBLIC ENTITY coughs up Silver's go away money,
|
| claims his jive River Watch organization - a bogus
|
| non-profit consisting of Silver's brother, Silver's
|
| secretary and, last time I looked, a couple of his
girl |
| friends - takes part of the "settlement" money and
|
does |
| good for the environment with it.

IN FACT, Silver keeps almost all the money. When he sued the City of Fortuna, and Fortuna dropped out in the second round of litigation because it was too costly to continue, Silver allegedly planted a few trees along the Eel to keep alive his non-profit status as an environmental charity.

THE GUY has found loopholes in the federal Clean Water Act which allow him to grab off nice hunks of public money from NorCal cities and towns because these entities often are in technical violation of the Clean Water Act.

is | Technical violation. It's not as if Ukiah or Fortuna
| off-loading community turds into the Eel and Russian
| rivers.

of | LOTS OF NORTHCOAST towns have paid Silver upwards of
| \$100,000 rather than fight him at the appellate level
| injustice. Fortuna, Fort Bragg, Santa Rosa, Willits,
to | Ferndale, and many other local entities have paid him
| go away. Our alleged Congressman, Mike Thompson, was
in | supposedly looking into modifying the Clean Water Act
| ways that would protect local entities from Silver's
| raids on their treasuries, but...

creepy | SILVER, or one of his slimy associates, lately a
| character called Toben Dilworth, camps out at the
State | Water Quality Office in Santa Rosa. When a Water
Quality | inspector returns with results of reviews of municipal
| water and sewage treatment plants, invariably finding
| some non-harmful technical operating violation, Silver
| immediately writes a letter to the offending
municipality | saying, "Send me \$50,000 or I'll sue the shit out of
your | publicly-indemnified, deep pockets ass." And the city
| pays, grumbling all the way, because it costs more to
| fight the RiverWatch crooks than it costs to pay them
| off. (The Mafia says, "Pay us or we'll break your
legs." |

)
polluting |

and |

Russian |

PHONY-BALONEY RIVER WATCH'S suit against Ukiah alleges that discharges from the city's sewer plant are the nearby Russian River. River Watch says aging sewer lines "may be leaking, increasing levels of pollutants possibly entering the river." (A large camp of drunks drug addicts constitute an ongoing hazard to the River, not Ukiah's well-run sewage treatment plant. Of course Silver is unlikely to sue the multi-substance abuser encampment because all he'd get were 50 Safeway carts.) Silver's bogus suit against Ukiah also alleges the city is "inadequately monitoring for groundwater contamination, including pollutants at storage ponds adjacent to the river." Which is straight-up untrue.

city |

violation |

would |

reason |

RIVER WATCH-SILVER's suit v. Ukiah demands that the remedy the alleged problems or pay \$27,500 per per day for violating the Clean Water Act. The City also ordered to pay River Watch's attorneys' fees and costs in the lawsuit, which of course is the true for Silver's "concern" for the Russian River.

UKIAH says it isn't violating the Clean Water Act and

wonders if Silver is reading the same law Ukiah is.

Prediction: Ukiah will settle with Silver because it's cheaper than fighting him, and Silver-RiverWatch will move on to their next warm-blooded, cash-flush host.

THE JUSTICE DEPARTMENT denounced Silver's fees in the Fortuna case as "excessive, " adding that Silver's RiverWatch was unlikely to do any ecological good for Fortuna because River Watch's plans "were so vague and lacking in binding force that it will not resolve whatever matters it is intended to redress."

of | (I DEBATED the smarmy-voiced Silver on KSRO a couple years ago. He struck me as a standard-issue passive-aggressive of the pseudo-environmental type prevalent on the Northcoast - self-aggrandizing, mercenary, dishonest, inarticulate when challenged. If I | could have reached through the phone and smacked him one, | I'd have done it because he was witlessly snide in a personal way that guys like him never risk face-to-face.) |

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